

UNITED STATES DISTRICT COURT FOR  
THE EASTERN DISTRICT OF PENNSYLVANIA

FILED  
ASHEVILLE, N.C.  
OCT - 6 2006  
U.S. DISTRICT COURT  
W. DIST. OF N.C.

IN RE ASBESTOS PRODUCTS  
LIABILITY LITIGATION (No. VI)

This Document Relates to:

CIVIL ACTION No. MDL 875

HORACE DEAN ALLISON; JAMES W.  
MULKEY and wife, LOUISE R. MULKEY;  
ROGER B. PATE and wife, JOYCE W. PATE,  
DENNIS JOE PRESSLEY and wife, JOYCE J.  
PRESSLEY; TIMOTHY R. SMITH and wife,  
MARY J. SMITH; GARY L. STOUTD and wife,  
MARTHA L. STOUTD; JIMMY W.  
TOLODZIECKI; DANIEL T. BALDWIN;  
STEPHEN DALE JOHNSON and wife, MARY  
MEDA T. JOHNSON; PAUL GARY LACKEY  
and wife, FRANCES S. LACKEY; THOMAS  
LEE LITTLE and wife, NORMA JEAN LITTLE;  
FRANK E. SAUNDERS and wife, MARIAN  
SAUNDERS; TOMMY R. PHILLIPS and wife,  
ELIZABETH PHILLIPS; and LUCIUS WALKER,  
JR.,

Plaintiffs

v.

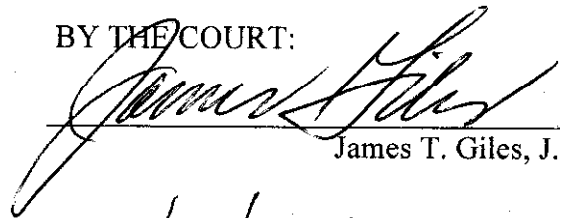
AC&S, INC., et al

W.D.N.C. No. 1:99-CV- 189-T

**ORDER OF DISMISSAL**

On consideration of the Joint Motion for Dismissal, it is hereby ORDERED this 15<sup>th</sup> day of September, 2006 that the claims of all Plaintiffs in the above-referenced Civil Action against Defendant Alfred Teves Company, Inc., are hereby DISMISSED without prejudice pursuant to Rule 41(a)(2) of the Federal Rules of Civil Procedure. This Order does not affect the claims of the Plaintiffs against any of the other Defendants in this Civil Action.

BY THE COURT:

  
James T. Giles, J.

9/15/2006

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and wife, FRANCES S. LACKEY; THOMAS  
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SAUNDERS; TOMMY R. PHILLIPS and wife,  
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v.

AC&S, INC., et al

CIVIL ACTION No. MDL 875

W.D.N.C. No. 1:99-CV- 189-T

JOINT MOTION FOR  
DISMISSAL OF PLAINTIFFS'  
CLAIMS AGAINST  
DEFENDANT ALFRED  
TEVES COMPANY, INC.

Pursuant to Rule 41(a)(2) of the Federal Rules of Civil Procedure, all Plaintiffs and Defendant Alfred Teves Co., Inc. hereby jointly move the Court to dismiss, without prejudice, all claims against Defendant Alfred Teves Company, Inc.. This motion does not affect the claims of the Plaintiffs against any of the other Defendants in this lawsuit. A proposed Order is attached to this Motion.

Respectfully submitted, this 2<sup>nd</sup> day of August, 2006.

By:

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By:

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